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Attorneys for Petitioner
ARTHROCARE CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

In the matter of the Arbitration between

ARTHROCARE CORPORATION

Petitioner,

and

ETHICON, INC., DEPUY MITEK, INC.,
GYRUS MEDICAL, LTD., and GYRUS
GROUP, PLC.

Respondents.

CASE NO. CV 09-3216 SBA (BZ)

**[PROPOSED] ORDER REGARDING
JOINT STIPULATION TO (1) DISMISS
WITH PREJUDICE PETITION TO
VACATE, (2) GRANT MOTION TO
CONFIRM AND (3) ENTER JUDGMENT**

Judge: Sandra B. Armstrong

[PROPOSED] ORDER

[PROPOSED] ORDER REGARDING JOINT STIPULATION TO
DISMISS WITH PREJUDICE PETITION TO VACATE, GRANT
MOTION TO CONFIRM, AND ENTER JUDGMENT

Case No. CV 09-3216 SBA (BZ)

1 Upon consideration of the Joint Stipulation to Dismiss With Prejudice Petition to
2 Vacate, Grant Motion to Confirm and Enter Judgment that was filed jointly by Ethicon, Inc.,
3 DePuy Mitek, Inc., Gyrus Medical Ltd., Gyrus Group, PLC and ArthroCare Corporation, it is
4 hereby:


5 ORDERED that ArthroCare's First Amended Petition to Vacate or Modify
6 Arbitration Award and to Stay Enforcement of Award (Dkt. No. 31) is hereby DISMISSED
7 WITH PREJUDICE.

8 It is further ORDERED that Respondents' Motion to Confirm Arbitral Award and
9 to Dismiss Petition (Dkt. No. 17) is hereby GRANTED, the Final Award of the arbitration panel
10 is CONFIRMED and Ethicon, Inc., DePuy Mitek, Inc., Gyrus Medical Ltd., Gyrus Group, PLC
11 shall have judgment against ArthroCare Corporation in the amount of \$16,687,565.00.

12 It is further ORDERED that all costs, expenses and attorney fees are to be borne
13 by the party that incurred them, subject to the parties' agreement.

14
15 IT IS SO ORDERED.

16
17 Date: 12/24/09


HON. SAUNDRA B. ARMSTRONG
U.S. DISTRICT COURT JUDGE